## IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

THE OFFICIAL STANFORD INVESTORS COMMITTEE; and PHILIP A. WILKINSON, and HORACIO MENDEZ, individually and on behalf of a class of all others similarly situated,

Plaintiffs,

VS.

GREEN,

ADAMS AND REESE, LLP; JAMES AUSTIN; BREAZEALE, SACHSE & WILSON, LLP; CLAUDE REYNAUD; J.D. PERRY; REBECCA HAMRIC; MICHAEL CONTORNO; LOUIS FOURNET; JAY COMEAUX; CORDELL HAYMON; THOMAS FRAZER; ZACK PARRISH; DANIEL BOGAR; and JASON

Defendants.

Case No. 3:11-cv-0329-N

# STIPULATION AND [PROPOSED] ORDER DISMISSING CERTAIN CLAIMS WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure by and among the Official Stanford Investors Committee, Philip A. Wilkinson, and Horacio Mendez (collectively, "Plaintiffs"), on the one hand, and Defendants Adams and Reese LLP and James Austin (together "A&R"), Breazeale, Sachse & Wilson, LLP ("BSW"), Cordell Haymon ("Haymon"), and Lynnette B. Frazer, Individually and as Independent Executrix of the Estate of Thomas L. Frazer ("Frazer"), on the other hand, by and through their undersigned counsel, that all claims and causes of action asserted by Plaintiffs against A&R, BSW, Haymon, and Frazer in the above-captioned case are dismissed with prejudice and without costs. Plaintiffs also dismiss with prejudice and without costs all claims

asserted against Claude Reynaud ("Reynaud") that are based upon, arise out of, are attributable to, or result from any act, error, omission, circumstance, personal injury, or breach of duty in the rendition of legal services for others (including, but not limited to, The Stanford Trust Company, The Stanford Group Company, The Stanford Financial Group Company, and any other affiliated entity or individual) in Reynaud's capacity as a lawyer. This order does not apply to claims for breach of fiduciary duty against Reynaud that are based upon, arise out of, are attributable to, or result from Reynaud's activities as an officer or director of the Stanford Trust Company.

RESPECTFULLY SUBMITTED this 29<sup>th</sup> day of October, 2015.

## CASTILLO SNYDER, P.C.

By: /s/ Edward C. Snyder

Edward C. Snyder (esnyder@casnlaw.com) Jesse R. Castillo (jcastillo@casnlaw.com) 300 Convent Street, Suite 1020 San Antonio, Texas 78205 (210) 630-4200 (210) 630-4210 (Facsimile)

Attorneys for Plaintiffs

## **BUTZEL LONG PC**

By: /s/ Peter D. Morgenstern

Peter D. Morgenstern (morgenstern@butzel.com) 885 Third Avenue, 22nd Floor New York, New York 10022 (212) 750-6776 (212) 750-3128 (Facsimile)

Attorneys for Plaintiffs

## NELIGAN FOLEY, LLP

By: /s Nicholas A. Foley

Nicholas A. Foley (nfoley@neliganlaw.com)

Douglas J. Buncher

(dbuncher@negliganlaw.com)

325 N. St. Paul, Suite 3600

Dallas, Texas 75201

(214) 840-5320

(214) 840-5301 (Facsimile)

Attorneys for Plaintiffs

## JOSEPH HAGE AARONSON LLC

By: /s/ *Gregory P. Joseph* 

Gregory P. Joseph (gjoseph@jhany.com)

Douglas J. Pepe (dpepe@jhany.com)

Jeffrey H. Zaiger (jzaiger@jhany.com)

Courtney A. Solomon (csolomon@jhany.com)

485 Lexington Avenue, 30th Floor

New York, NY 10017

(212) 407-1200

(212) 407-1299 (Facsimile)

Attorneys for Defendants Adams and Reese LLP and James Austin

#### KELLY HART & HALLMAN LLP

By: <u>David E. Keltner</u>
David E. Keltner
(david.keltner@kellyhart.com)
201 Main Street, Suite 2500
Fort Worth, Texas 76102
(817) 878-3560
(817) 878-9760 (Facsimile)

Local Attorneys for Defendants Adams and Reese LLP and James Austin

#### JACKSON WALKER L.L.P.

By: /s/ Charles L. Babcock
Charles L. Babcock
Federal Bar No. 10982
cbabcock@jw.com
Kurt A. Schwarz
Texas State Bar No. 17871550
kschwarz@jw.com
901 Main Street, Suite 6000
Dallas, Texas 75202
(214) 953-6000
(214) 953-5822 (Facsimile)

Joel R. Glover Federal Bar No. 2221289 jglover@jw.com 1401 McKinney Street, Suite 1900 Houston, Texas 77010 (713) 752-4200 (713) 308-4114 (Facsimile)

Attorneys for Defendant Cordell Haymon and Lynnette B. Frazer, Individually and as Independent Executrix of the Estate of Thomas L. Frazer

SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_\_, 2015

THOMPSON, COE, COUSINS & IRONS, L.L.P.

By: /s/ Thomas A. Culpepper
Thomas A. Culpepper
tculpepper@thompsoncoe.com
Stephen C. Richman
srichman@thompsoncoe.com
700 N. Pearl Street – 25th Floor
Dallas, Texas 75201-2832
(214) 871-8200
(214) 871-8209 (Facsimile)

Attorneys For Breazeale, Sachse & Wilson, LLP

UNITED STATES DISTRICT JUDGE